

Regular Session, 2010

HOUSE BILL NO. 524

BY REPRESENTATIVE LITTLE

AN ACT

To amend and reenact R.S. 14:35.3(G)(1), relative to domestic abuse battery; to delete the provision of law authorizing the court to determine prior convictions of domestic abuse battery; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 14:35.3(G)(1) is hereby amended and reenacted to read as follows:

§35.3. Domestic abuse battery

* * *

G.(1) For purposes of determining whether a defendant has a prior conviction for violation of this Section, a conviction under this Section, or a conviction under the laws of any state or an ordinance of a municipality, town, or similar political subdivision of another state which prohibits the intentional use of force or violence committed by one household member upon another household member of the opposite sex presently or formerly living in the same residence with the defendant as a spouse, whether married or not, shall constitute a prior conviction. ~~This determination shall be made by the court as a matter of law.~~

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____